

REGION 10 - RCRA UST EPA INSPECTION CONCLUSION DATA SHEET (ICDS) 2004 Form

***Inspector MUST provide information for the asterisked(*) questions- DO NOT leave blank**

Inspectors Name: Jim Greeves Phone No.: (360) 753-8072

1. Compliance Activity Type: Compliance Inspection

2. *Compliance Monitoring Activity Name(Facility Name): Smitty's Conoco
 UST Facility # (State ID) 4260087
 EPA ID Number (if different than state ID): _____

3. Compliance Monitoring Type: RCRA Hazardous & UST Compliance Evaluation Inspection (CEI)

4. Region: 10

5. *Name of on-site representative at facility during the inspection: Albert Rodriguez

*Street Address: 102 E Toppenish

*City, State, Zip: Toppenish, WA 98948

Small Business: ☐ Yes ☒ No

(a small business or entity that employs 100 or few individual, all facilities and operations owned by the business. The numbers of employees should be considered as full time equivalents (2000 hours per year of employment).

Environmental Justice: Section forthcoming, following training.

6. * Date of Inspection: Begin: 6/17/04 End: _____ (mm/dd/yyyy)

7. Federal Statutes: RCRA

8. Sections: RCRA 9006

9. *SIC (4-digit) _____ or NAICS Code (5-digit): 4 4 7 1 1

(Enter one or more. If the code is not one of the common UST-related codes included below and you are not sure of the code, pencil in the facility type (i.e., gravel pit, airport fueling station, etc.)

UST-related SIC codes (4 digits)	UST-related NAICS codes (5 - 6 digits)
5541- Gasoline Service Stations	453998 - All Other Miscellaneous Store Retailers
5989- Fuel Dealers 599 Retail Stores	92119 - General Government
4932- Gas and Other Services Combined	811198 - All Other Automotive Repair and Maintenance

10. Compliance Monitoring Action Reason: (Check one of the following)

☐ Citizen Complaint/Tip ☒ Core Program ☐ Selected Monitoring Action ☐ Agency Priority

11. Compliance Monitoring Agency Type: EPA

12. Number of Days spent physically conducting the activity: _____

13. Number of Hours spent physically conducting the activity: _____

14. *Did you observe deficiencies (potential violations) during the on-site inspection?

☒ Yes (if yes, you must answer the following two questions)

☐ No (if no, you cannot answer the following two questions)

***Deficiencies Observed:**

Check one or more of the following.

- ☒ Potential Failure to maintain a record or failure to disclose a document
☐ Potential Failure to follow or develop a required management practice or procedure
☐ Potential Failure to report regulated events such as spills, accidents, etc.

15. ***If you observed deficiencies, did you communicate them to facility during the inspection?**

- ☒ Yes (if yes, you must answer the next question)
☐ No (if no, you cannot answer the next question)

16. ***Did you observe or see the facility take any actions during the inspection to address the deficiencies communicated to the facility?**

- ☐ Yes (if yes, identify the action taken)
☒ No

Action(s) taken

- ☐ Complete(d) a Notification or Report
☐ Correct(ed) Record Keeping Deficiencies
☐ Implemented New or Improved Management Practices or Procedures
☐ Corrected Monitoring Deficiencies
☐ Verify (ied) Compliance with Previously Issued Enforcement Action - Part or All Conditions

17. ***Did you provide general compliance assistance in accordance with the policy on the Role of the EPA Inspector in Providing Compliance Assistance During Inspections?** ☒ Yes ☐ No

18. ***Did you provide site-specific compliance assistance in accordance with the policy on the Role of the EPA Inspector in Providing Compliance Assistance During Inspections?** ☒ Yes ☐ No

Note: This form does **not** require EPA inspectors to provide compliance assistance.

Optional Information: Describe actions taken by the facility or assistance provided to the facility_____

_____ EPA Form

For Data Entry Staff Use Only:

Date and initials of person entering data into ICIS (mm/dd/yyyy):_____

NOTE TO EPA INSPECTORS

The main purpose of EPA inspections/evaluations is to determine compliance with environmental regulations and enforcement agreements. Secondary purposes include providing a field presence to create a credible deterrent and providing assistance, when appropriate, to help facilities achieve compliance.

- The ICDS is designed to identify readily observable corrections to deficiencies and compliance assistance activities. ICDS is NOT designed to capture ALL of the observations, findings, and other data contained in the final inspection report. **Deficiencies identified as potential violations, and actions to address deficiencies noted on the ICDS must be included in the final inspection/evaluation report.**
- ICDS information will be used to collect accomplishments of EPA's national inspection/evaluation efforts, develop outcomes for GPR, and manage national compliance monitoring resources.
- The information will NOT be used to track individual EPA inspector's performance.
- The ICDS should **only** be used for EPA-led inspections or evaluations, not for state oversight inspections.

Instructions for Each Question:

1. **Compliance Activity Type:** "Compliance Inspection" is the only choice for EPA Inspectors.
2. **Compliance Monitoring Activity Name:** Enter the actual name and ID of the facility inspected/evaluated.
3. **Compliance Monitoring Type:** "RCRA Hazardous & UST Compliance Evaluation Inspection (CEI)" is the only choice for RCRA/UST inspectors at this time.
4. **Region:** Enter the EPA region associated with the inspection/evaluation. **Region 10** has been entered as the default choice.
5. **Name of on-site representative at facility during the inspection:** Enter the name of the person you spoke to during the inspection. Add address, City, State, Zip Code and check yes or no for small business. In the future, it is anticipated that inspectors will review **Environmental Justice** issues after training on evaluating facilities for Environmental Justice issues is provided.
6. **Actual Start and End Date of Inspection:** Enter the actual start and End date of the inspection/evaluation, both are required.
7. **Federal Statutes:** Statutes applies to the inspection/evaluation being conducted.
8. **Sections:** Since RCRA 9006 is the primary statute that authorizes the compliance inspection/evaluation, it is included as the default. You do not need to cite individual sections of 40 CFR part 280 here.
9. **SIC/NAICS Codes:** Identify the code corresponding to the facility. Commonly encountered UST-related SIC and NAICS codes are included in a table. Guidance on how to identify SIC or NAICS codes can be downloaded at (<http://www.doc.gov>), CD-rom (PB98-502024) by calling NTIS (800-553-6847), or Inspector Website (<http://intranet.epa.gov.oeca/oc/metd/inspector>). If you are not sure of the code and do not have resources to look at the website, then describe the facility type.
10. **Compliance Monitoring Action Reason:** "Core Program" is currently the only choice, thus it is included as the default entry.
11. **Compliance Monitoring Agency Type:** EPA. is the only choice available at this time.
12. **Number of Days spent physically conducting the activity:** Enter the number of days spent at activity. Not Required.
13. **Number of Hours spent physically conducting the activity:** Enter the number of hours spent at activity. Not Required
14. - 15. **Deficiencies Observed:** Check yes or no and one or more of the three (3) choices.
16. **Actions Taken:** Check YES if you observed the facility taking actions. Check only the action(s) actually observed/seen, or write a short description of the action in the "Optional" section.
17. **General Compliance Assistance:** Check YES if the EPA inspector provided general compliance assistance during the inspection or evaluation. Inspectors are **not** required to provide compliance assistance during inspections. General compliance assistance includes distributing or sharing information on industry regulatory compliance, pollution prevention, or technical written assistance materials or websites and EPA, state and local assistance programs.

- 18. Site-Specific Compliance Assistance:** Check YES if the EPA inspector provided site-specific compliance assistance during the inspection or evaluation. Inspectors are **not** required to provide compliance assistance during inspections. Site-specific compliance assistance is defined in the National Policy on the Role of the EPA Inspector in Providing Compliance Assistance During Inspections, dated June 25, 2003.

Data Collection Process:

- ➔ Inspectors should complete the ICDS form *immediately* after the inspection or evaluation is completed.
- ➔ Completed forms should be forwarded to the first-line supervisor or designated alternate **within five (5) days** after returning from either a single inspection/evaluation or a series of inspections/evaluations.
- ➔ The first-line supervisor or designated alternate **must** review the ICDS for completeness and accuracy.
- ➔ After review, the first line supervisor or designated alternate **must** forward the forms *immediately* to Melissa Whitaker, ORC-158 for entry into ICIS.